

RESOLUTION NO. RS2019-1537 (O'CONNELL & BEDNE) –
RESOLUTION NO. RS2019-1538 (O'CONNELL & BEDNE) –
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RESOLUTION NO. RS2019-1540 (O'CONNELL & BEDNE) –
RESOLUTION NO. RS2019-1541 (O'CONNELL & BEDNE) –

These resolutions would authorize the construction, installation, and maintenance of aerial encroachments – each consisting of blade signs – at five separate locations:

- 1) RS2019-1537 authorizes Restaurant Investment Properties, Inc. dba Corner Catering, Inc., to install a blade sign measuring 4 feet, 4 ½ inches by 20 feet at 151 5th Avenue North. The attached sketch depicts a sign with text stating: “Corner Pub”;
- 2) RS2019-1538 authorizes Rise Biscuits 5th Ave, LLC dba Freddie Bagodonuts, LLC to install a blade sign measuring 2.5 feet by 4 feet at 153 5th Avenue North. The attached sketch depicts a sign with text stating: “Biscuits & Donuts - RISE - Righteous Chicken”;
- 3) RS2019-1539 authorizes Nite Vibes, LLC to install a blade sign measuring 5 feet by 2½ feet at 207 3rd Avenue North. The attached sketch depicts a sign with text stating: “Ms. Kelli’s Karaoke”;
- 4) RS2019-1540 authorizes Losers, LLC, dba Losers Most Wanted Bar to install a one blade sign measuring 172 inches tall at 111 4th Avenue South. The attached sketch depicts a sign with text stating: “Loser’s Bar & Grill”; and
- 5) RS2019-1541 authorizes Harry O’s Steakhouse, LLC, dba Kid Rock’s Big Ass Honky Tonk to install a blade sign measuring 5 feet by 20 feet at 217 Broadway. The attached sketch depicts a sign with text stating: “Kid Rock’s Big Ass Honky Tonk Rock & Roll Steakhouse.”

In each instance, the resolution requires the applicants to indemnify the Metropolitan Government from all claims in connection with the construction and maintenance of the sign, and is required to provide a \$2 million certificate of public liability insurance with the Metropolitan Clerk naming the Metropolitan Government as an insured party. The applicants must also hold the Metropolitan Government harmless from all claims connected with the installation.

In each case, the Metropolitan Government retains the right to pass resolutions or ordinances regulating the use of surrounding streets, including the right to construct and maintain utilities, and to order the relocation of facilities at the expense of the applicant. Metro further retains the right to repeal approval of the encroachments without liability.

The plans for each encroachment must be submitted to the Director of Public Works for approval, along with all work and materials; and the installation, when completed, must be approved by the Director.

Construction of the signs must be carefully guarded and must be completed promptly, so as to cause the least inconvenience to the public.

These proposals have been approved by the Planning Commission.